

MEMORANDUM ENDORSEMENT

Derti v. Barg  
19 CV 10215 (VB)

On January 14, 2021, the Court received the attached letter from plaintiff, proceeding pro se and in forma pauperis. (Doc. #27). Plaintiff requests leave to file an amended complaint and response to defendant's motion to dismiss. (Doc. # 22).

A pro se litigant "should be afforded every reasonable opportunity to demonstrate he has a valid claim," Satchell v. Dilworth, 745 F.3d 781, 785 (2d Cir. 1984), and should be granted leave to amend "at least once when a liberal reading of the complaint gives any indication that a valid claim might be stated," Chavis v. Chappius, 618 F.3d 162, 170 (2d Cir. 2010).

Accordingly, plaintiff's application is GRANTED. Plaintiff shall file his amended complaint by **February 9, 2021**.

Defendants shall have until **March 2, 2021**, to answer, move or otherwise respond to the amended complaint.

The pending motion to dismiss is DENIED WITHOUT PREJUDICE. The Clerk is instructed to terminate the motion. (Doc. #22).

Chambers will mail a copy of this Order to plaintiff at the address on the docket.

Dated: January 19, 2021  
White Plains, NY

SO ORDERED:

A handwritten signature in black ink, appearing to read "Vincent Briccetti", written over a horizontal line.

Vincent L. Briccetti  
United States District Judge